PRESERVED

1942-43 Legis 43-42-Serial No. 1

Previous references.

Legis 13-42-1

(Legis)

Later references.

64

GRS

Office of the Secretary to the Representative Assembly a.... Legislative Council

B 1st March 1943

SUBJECT.

The Mysore Police (Amendment) Act 1962.

To

The Comptroller Mysore Gazette

No RL 728 Legis 43-42-1 dated 16.1.43

Directs the publication of ——— in the Gazette.

J. Venkatanarayanaiah

15-3-43

WD 04023—GPB—1,000- 12-9-41

1383 P/42 The Mysore police (Amendment) Act 194

18/M

General and Revenue Secretariat | File No. | of 194 | [App. F. III-2

Serial No.

From The Dy of Police,
Letter No. C.C. 502/41-42 dated 3rd April 1942 recommending that as an emergency measure, Section 31(1) of the Police Act may be amended so as to preclude the resignation of appointments by Police officers & men.

—— 11 ——

1) Submitted: The proposed amendment, even if it is introduced as an emergency measure now, will have to go before the Legislature for sanction later on. It is not certain that it would be possible to push it through without opposition. With all that, it is rather doubtful if the amendment would bring any beneficial effects to the Depn except that it would introduce a certain amount of rigour to the detriment of easy recruitment.

2) Instead of this amendment, it would perhaps be expedient to make a declaration under the ~~Defence of India~~ Essential Services Act that the service in the Police Depn is an essential service. Such a declaration is likely to enhance the sense of importance & dignity of Service

NOTE—Cont. Sheet.

WD 04155—GPB—55,000—23-10-41

Police

Amendment — Police Act

File No. of 194 General and Revenue Secretariat

Serial No.

and the responsibility of the Police officers

men

Submitted for orders.

17/4/42 5) The Law Section may be consulted as to whether orders refusing to accept the resignations of Police Officers fall within the class of orders contemplated by section 5(a) of the Essential Services Act, and if so whether it is necessary to ~~the~~ specify ~~authorise~~ the officers competent to appoint the various grades of Police officers as the persons empowered to act under section 6(2)

JKW 20/4

Acting Secy)

7) This reference is invited to the A.G.'s opinion in the linked file and the copy of the Police (Resignations of office) Ordinance in it. This Ordinance has evidently been passed in British India as the provisions of the Essential Services Act are perhaps deemed to be inadequate to meet situations arising from ~~the~~ resignations of police officers. Section 31(1) of our Police Regulation may perhaps be amended on the lines proposed by the A.G.P. by means

3 This should not have been delayed so long. Please put up a copy of the Police Act & the Essential Services Order JKW 25/4

4 A copy of the Essential Services ~~Act~~ Act is put up herein with the Police Act.

6 25/4

6 Received back from the Chief Secy on 30/4/42 JKW 30/4

CHIEF SECRETARY. * 25 APR. 1942 * GOVT

Police-345

Amendment of Police Act

General and Revenue Secretariat | File No. | of 194 | [App. F. III-2

Serial No.

MAY 1 1942

No 1134

CHIEF SECRETARY * 30. APR. 1942 * GOVT. OF MYSORE.

of an Emergent Act as in British India

New 30/4

Chief Secy) 8) 1/5 New 1/5

Law Secy 9)

(1) The applicant may be allowed to resign

(2) The emergency Act may be dated

10) ~~en bloc~~ (Sec 21 (2) also requires amendment as in Bgd. ordinance re: Members of Police Force)

1/5

2/5 New 2/5

11) Draft letter to Secy Ch & Submitted for appl. After issue of the letter the file will be sent to the Legis Section for necessary further action

12) Issue New 4/5

2/5/Sec

M

Issued letter No P 5042 dated 5.5.1942 to the Addl of Police.

13) The file may be sent to the Legis Section for further action. ~~The letter is issued~~

14) New 6/5

5/5/Sec

M

15) 7.5.42

Asst Secy Legis W.C.

NOTE—Cont. Sheet.

WD 04155—GPB—55,000—23-10-41

Mysore Police (amendment) Bill

File No. 1150/42 of 194

General and Revenue Secretariat

Serial No.

OFFICE OF THE DIRECTOR OF L...
MAY 12 1942
No. 11680

1b A draft Bill amending the Mysore Police Act as directed by the Law Minister at para 10 above is put up for Consideration.

After approval, the file will be sent to the administrative Branch (Police Sn) to take further action to obtain His Highness' assent thereto.

SD 8-5-42

Secy RA - Leave on leave today SD

SECY. LAW DEPT. 4057 8 MAY 1942 GOVT OF MYSORE

Law Secy)
Chief Secy) MC

17 Hm 11/5/42

BKR 11-5-42

CHIEF SECY. 11. MAY 194 GOVT. OF MYSORE

18 Hm 14/5

Law Minister

19 Dr 14/5

14/5 X X 13/5

Submitted: This is a Council matter. Brief note is put up)

14/5

CB)

14/5

DE... MAY 19.. NO. 9922

2 This is a Council matter. For approval. May be disposed of by circulation.

Submitted with a circulation memo

Dewan - 14/5

14/5

2 We may make it clear in the G.O. that the Emergency Act will be promulgated only if & when it becomes necessary to do so.

Dr 16/5

15/5

6383 p 941

For Disposal by Circulation.

No. C. 999

.....1941-42

23)

10451

GENERAL AND REVENUE SECRETARIAT

Council Matter.

Subject

THE MYSORE POLICE (amendment) BILL

Circulated to the Council of Ministers.

By Order.

M. S. [illegible]
18/5

.....14th May.....1942. *Chief Secretary to Government.*

7282
18.5.42 **Minister for Finance and Revenue.**

Minister for Law. (Secy) 19/5.

5972
20.5.42 **Minister for Education.** 22.5.42

7393
22.5.42 **Minister for Local Self-Government and Public Health.** 22.5.42

Law Secy. with compliments

WD 06346—GPB—500—24-3-42

Draft Final Note is submitted.
27/5 Chief Secy 28/5

Asst Secy (both for Law)

S.N. submitted.

Dewan)

7-5-42 Signed by Minister Law Secy 29/5 29/5

Final Note by the Minister for Law.

Subject

Emergency Act amending Section 31 (1) of the Police Act 1908.

The Inspector General of Police reported that an instance in which a Police Constable submitted a resignation application with a view to joining the Military Department, came to his notice and he felt that in the present emergency, it was not desirable that Police Officers should be allowed to resign as and when they pleased. He suggested therefore that Section 31 of the Police Act may be amended on the lines of Ordinance XI of 1942 issued by His Excellency the Governor General of India as an emergency measure to prevent such resignations.

I am of opinion that the adoption of the measure suggested by the Inspector General of Police is necessary, and that Section 31 of the Mysore Police Act may be amended as proposed by him, by means of an Emergency Act. The Act, however, will be promulgated only if and when it becomes necessary to do so.

The Dewan and the other Ministers agree to the above proposal. I solicit the gracious sanction of His Highness to it.

Bangalore,
29th May, 1942.

MINISTER FOR LAW.

Submitted to His Highness.

I submit herewith, for His Highness's gracious approval, a Final Note by the Minister for Law on the subject of amending Section 31(1) of the Mysore Police Act, 1908, by an Emergency Act to prevent resignations of Police officers.

N. Madhava Rau

Bangalore,
30th May 1942.

D E W A N.

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

The Mysore Police (Amendment) Bill.

NO.927

Order.

1/6/'4

General and Revenue

Secretariat.

C999

27)

SUBJECT :—

The Mysore Police (Amendment) Bill.

(*)

14. All urgent or confidential files returned with His Highness' orders may, in the absence of instructions or indications to the contrary, be ordinarily circulated to the Ministers for perusal after the issue of orders.

16. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after, to the Chief Secretary for circulation to the Ministers.

17. In all other cases, the files will first be circulated to the Ministers at Headquarters and then sent to the Secretariat concerned for the issue of orders.

Circulated to Council of Ministers for perusal of His Highness' orders before/after issue of orders. (*Vide* Rules 14, 16 and 17 of the Subsidiary Rules for the conduct of business of Council in the Mysore Gov___nent Business Rules.) (*)

3/6

Chief Secretary to Government.

Through the Secretary to Government, (on leave)

.....Law.....Department.

Minister for Finance and Revenue. 4.6.42

12358/41/6

Minister for Law. 4/6

Minister for Education. 4.6.42

Minister for Local Self-Govt. and Public Health. 6.6.42

Law/Sec 4/6

w/e.

NOTE.—Contn. sheet

WD 06360—GPB—500—23-3-42

BKR 5.6.42

Mysore Police (amendment) Bill 6362

5245 041

Continuation Sheet. File No. / Current No. of Page.

28) The Dewan has minuted at para 22 that the Act may be promulgated, if and when the necessity for it arises

The file will be sent to the Police section with a request that it may be sent to the Legislation section when the need for it issues has arisen

Secy
Asst Secy

29) 5.6.42

30) Submitted: If approved, the D. G. of Police may be informed of the orders and asked to write to Govt if he considers it at any time, necessary that the Act should be promulgated

6/6/Cer

31) For orders.
16/6

Chief Secy

32) 17/6

33) 17/6

34) Draft letter to the Dy of Police is submitted for approval

17/6/Cer

35) Kindly avoid such delays. Secy 17

Issued letter No P47 dated 2.7.42 to the Dy of Police

GENL & REV. SECRETARIAT. 6. JUN. 1942 SECRETARIAT BRANCH.

CHIEF SECRETARY. 16. JUN. 1942 GOVT. OF MYSORE.

LAW 17 JUN 1942 No 1223

[illegible]

Mysore Police (amendment) Act,

Continuation Sheet. File No. Current No. 18 of Page.

The gracious assent of His Highness the Maharaja was accorded on the 1st June 1942 to promulgate the measure into law. Rules (... prescribed in the Act itself, the provisions of the Act may be held to come into force from 1.6.42. Such retrospective effect may perhaps be unobjectionable in the case of this particular Act which imposes penalties on an act like now permissible.

If approved therefore Section 1(2) will be amended to bring the Act into force on and from the 24th July and the Act published in the Gazette of the 23rd inst.

20.7.42

Secy

(Actg Secy)

In absence of a specific expression in an Act that it will come into operation on a particular day, the Act will then be deemed to have come into operation on the day it received the assent of H.H. the Maharaja (See Section 5(1) of the General Clauses Act) Section 1(2) may therefore be suitably amended so as to make the Act operative from 24.7.42

BKR 20.7.42

Law Secy)

20.7.42

SECY. LAW DEPT. 20 JULY 1942 GOVT. MYSORE

WD 06260—GPB—500 pads of 100 sheets each—20-3-42

18/M

OFFICE OF THE MINISTER FOR LAW
JUL 20 1942
No. 682

Maybe amended.
(Please see para 22 and the second para of the 7-pr.)

DE[illegible]S OFFICE
21 JUL 1942
No. 766

OFFICE OF THE MINISTER FOR LAW
JUL 25 1942
No.

Minister for Im.

20-7-42

BMR
20.7.42

OFFICE OF THE MINISTER FOR LAW
JUL 25 1942
965

Herein

24/7/42

25-7-42

BMR
25.7.42

Law Minister)
Please approve in the next gazette (30/7)

25/7

Please take action promptly with regard to the above.

27.7.42

Let us see the final proof

The Mysore police (amendment) Act, 1942

Continuation Sheet. File No. / Current No. 18 RL of Page.

The gracious assent of His Highness the Maharaja was accorded on the 14th day of June 1942 to promulgate the Bill into law

A draft G.O. directing publication as Act No XXXIII of 1942 is submitted for approval

Please see that it appears in the next issue of the Gazette

28/7/42

28-7-42

28.7.42

Secy (R&E)

Law Secy)

29/7/42

Issued No RL 143 Legis 13-42-1 dated 29-7-42 to the Compiler Mysore Gazette

The Act has been published in part IV of the gazette dated 30th July 1942

A copy of the Act is put up herewith. The file will be closed, if approved

Action has to be taken in time to extend this Act if necessary. In the meanwhile please prepare a Bill for the A. and a St. of principles

8-9-42

A draft Bill and a draft St. of principles are submitted for approval

9/9/42 9/9/42

SECY. LAW DEPT. 11/21 29 JUL 1942 MYSORE

OFFICE OF THE SECRETARY 31 AUG. 1942 TO THE GOVERNMENT OF MYSORE IN THE LEGISLATIVE ASSEMBLY AND LEGISLATIVE COUNCIL

31-8-42

XXX

WD 06260—GPB—500 pads of 100 sheets each—20-3-42

Mysore Police (amendment) Bill

General and Revenue Secretariat | File No. 18/N of 194 | [App. F. III—2

OFFICE OF THE MINISTER FOR LAW
SEP 11 1942
No. 2300.

SECY. LAW DEPT. 11 1942 GOVT OF MYSORE

Serial No.

A. Statement of principles is put up for approval.

Secy (Rev) 11.9.42

BXR 11.9.42

Law Secy

May be approved

11-9-42

BXR 11-9-42

11/9

12-9-42

BXR 12.9.42

12.9.42

This Bill was placed before the R.A. on the 15th October, and after some discussion was put to vote and passed.

It is submitted for consideration if the Bill may be published under orders of the Dewan under Rule 36 of the Mysore Legislative Rules 1941 in which case it will not be necessary to move for leave to introduce the Bill in the L.C.

The Statement of principles will be adopted

NOTE—Contn. Sheet.

WD 04155—GPB—55,000—23-10-41

The Mysore police (amendment) Bill

File No. 18 RL of 194

General and Revenue Secretariat

Serial No.

as the Statement of Objects and Reasons

24/24-10-42 Permission is solicited for publishing the Bill under rule 36.

The St. of Principles with, if approved, be adopted as the St. of Objects and Reasons.

Secy (Rev Dept) 3.11.42

BXR 3-11-42

Law Secy) May be published

Dewan 5-11-42

BXR 5.11.42

Secy 8/11/42

10-11-42

BXR 10-11-42

Dewan 10.11.42

M.T.V. 10.11.42

Submitted with a draft Notification for approval.

24/11-11-42 Secy 11.11.42

The compiler, Mysore Gazette

No RL 5-63 Legis 13-42-2 dated 11/12-11-42

SECY. LAW DEPT. 3 NOV 1942 GOVT OF MYSORE

6. 3:2 3589

The Mysore police (Amendment) Bill.

General and Revenue Secretariat
R. A. & L. C.

File No. 18/N. of 194

[App. F. III–2

Serial No.

Directs the publication of the Bill in the gazette under rule 36 of the Mysore Legislative Rules

This is a short Bill and will not require detailed by a Select Committee.

The following motions are suggested for the L.C. in the name of the Law Minister:

1. To introduce the Bill.

2. To move that the Bill be taken into consideration by the Council at once [without reference to a Select Committee]

3. Motion that the Bill be passed.

Secy (Law Dept)
12.11.42

BKR
13.11.42

Law Secy)

Min. for Law
13.11.42

BKR
13.11.42

13/11

Chs
13-11-42

BKR
13-11-42

Mr. T.V
14.11.42

Sd
13/11/42

NOTE—Contn. Sheet

The Bill was passed by the Council today. Please put up a Bill Copy for obtaining signature of the President (Separately)

Sd
7.12.42

SECY. LAW DEPT. STORE 1 1 NOV 1942 GOVT OF MYSORE

NOV 13 1942 No 4209

The Mysore police (Amendment) Bill

File No. 181 RL of 194

General and Revenue Secretariat
R. A. & L. C.

Serial No.

A copy of the Bill is put up herewith for obtaining the signature of the resident

W. 8/12/42.

A. A. F. N is submitted for approval.

W. 22-12-42

23/12

30.12.42

Law Secy)

A. F. N. is submitted

1-1-43

Chief Secy

(Signature of the president has since been obtained 22/12/42

A typed copy of A. F. N. is put up

W. 26-12-42

26.12

JAN 2 1943
No 5814

Signed in file.

3.1.43.

Final Note by the Minister for Law

Subject.— Promulgation of the Mysore Police (Amendment) Bill.

The gracious sanction of His Highness was accorded on the 1st June 1942 to promulgate the Mysore Police (Amendment)(Emergency) Act.

It was considered necessary to continue the operation of this measure beyond the period of six months from the date of its promulgation. A Bill was accordingly drafted on the lines of the Emergency Act and placed before the Representative Assembly in October 1942 and approved by that Chamber. The Bill was thereafter introduced in the Legislative Council at its recent session and passed by it.

A copy of the Bill, as passed by the Legislative Council and signed by the President, under standing order 44 of the Mysore Legislative Council Standing Orders, is submitted herewith.

I solicit the gracious approval of His Highness to promulgate the Bill into law.

Bangalore,.
3rd January, 1943.

2-1-43
MINISTER FOR LAW.

Submitted to His Highness.

I submit herewith a Final Note by the Minister for Law on the subject of the promulgation into law of the Mysore Police (Amendment) Bill, for His Highness's gracious approval.

N. Madhava Rau

DEWAN.

Bangalore,

3rd January 1943.

Record of Cases submitted for the Orders of His Highness the Maharaja.

'*Subject.*

Promulgation into law of the Mysore Police-(Amendment) Bill.

Order.

6/1/43.

General and Revenue

Secretariat.

C 618

SUBJECT :—

Promulgation into law of the Mysore Police (Amendment) Bill.

(*)

14. All urgent or confidential files returned with His Highness' orders may, in the absence of instructions or indications to the contrary, be ordinarily circulated to the Ministers for perusal after the issue of orders.

16. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after, to the Chief Secretary for circulation to the Ministers.

17. In all other cases, the files will first be circulated to the Ministers at Headquarters and then sent to the Secretariat concerned for the issue of orders

Circulated to Council of Ministers for perusal of His Highness' orders before/after issue of orders. (*Vide* Rules 14, 16 and 17 of the Subsidiary Rules of the Mysore Government Business Rules.) (*)

7/

Chief Secretary to Government.

Through the Secretary to Government,

...L..a..W.....Department.

7-1-43

5446
8.1.43

Minister for Finance and Revenue. 9.1.43

5994
8.1

Minister for Law. 8/1

3321
9.1

Minister for Education. 10-1-43

5324
12.1.43

Minister for Local Self-Govt. and Public Health. 13.1.43.

Law Secy

Mr.

OFFICE OF THE SECRETARIAT
MW2V

NOTE.—Contn. sheet

WD 0718—GPB—1,000—11-9-42

13/1

15.1.43

The Mysore police (Amendment) Act 1943

General and Revenue Secretariat
M. A. & L. C.

File No. of 194 [App. F. III–2

18|R1

Serial No.	
	Subd.
	The gracious assent of His Highness the Maharaja was accorded on 6-1-43 to promulgate the Bill into law.
	Draft G.O. directing publication of the Act as Act No II of 1943 is put up for approval
	24 16-1-43 BVM
	Secy (Rd-he) 16.1.43
	SECY. LAW DEPT. 8471 GOVT OF MYSORE
	BKR 16.1.43
	Law Secy 16-1-43
	Draft BKR 16-1-43
	To, The compiler Mysore Gazette No R.L. 728 Legis 43-42-1 dated 18-1-43 directs publication of the Act in the Mysore Gazette
	The Act has been published in part IV of the Gazette dated 21-1-43
	A printed copy of the Act is put up herewith If approved, the file will be got recorded
	BVM 1/3
	Sec 1.3.43

OFFICE OF THE SECRETARY
1-3-43
1943
REPRESENTATIVE ASSEMBLY
LEGISLATIVE COUNCIL

NOTE—Contn. Sheet

Vol 1:24-41-1 5445 p84

Tele {gram : POLICE
phone 2108

POLICE DEPARTMENT.

OFFICE OF THE
INSPECTOR-GENERAL OF POLICE IN MYSORE,

No. GC 502/41-42

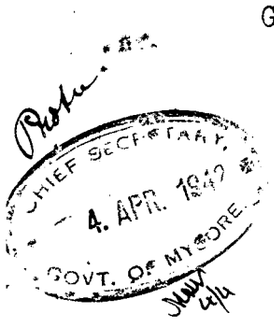
Bangalore, dated APRIL 3, 1942.

FROM

E. G. B. PEEL, Esq., C.I.E
Inspector-General of Police in Mysore,
Bangalore.

To

G. M. MEHKRI Esq., B.A., LL.B.,
Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore



SUBJECT: Section 31 Mysore Police Act.
Resignations.

Sir,

I have the honour to report the case of Police Constable No.263 B.A.Achappa of the Kadur Police for the information of Government and for their orders on the points arising out of it.

Police Constable Achappa went on 21 days' privilege leave and joined the No.1 Training Battalion Sappers & Miners, Bangalore, as a sepoy clerk on a pay of Rs.63 per mensem. After joining he submitted an application for the grant of two years' leave and for the retention of his lien in the department.

As the Police Constable joined the Military without permission from his departmental superiors, the District Superintendent of Police referred his case to me for orders. At my request, the Military authorities discharged Achappa who reported for duty at Kadur and has now submitted his resignation from the department evidently with a view to rejoining the Sappers & Miners.

Under Section 31 (1) (a) of the Police Act "No Police Officer of or below the rank of Police Inspector shall resign his office or withdraw himself from the duties thereof until the expiration of two months after written notice of his intention so to do has been given by him"

As the Section stands at present a Police Officer cannot be prevented from resigning as, even in the absence of orders accepting his resignation, he has only to wait for two months from the date of his intimating his intention to resign, after which he can leave the department.

In the present emergency, it is not desirable that Police officers should be allowed to resign as and when they please. Resignations are to be expected for various reasons, such as the ease with which posts with a more attractive salary are obtainable in the Military department, the enlistments on better rates of pay in the Civil and Military Station, for reasons of panic, etc.

There is of course the Essential Services (Maintenance) (Emergency Act XVI of 1942) under which I think resignations could be prevented, if the words "lawful order" in Section 5(a) of the Act are meant to include an order refusing to accept a Police officer's resignation. If this is the case, the persons to be authorised under Section 7(3) of this Act should be the officers competent to appoint the various grades of officers.

Otherwise I recommend, that as an emergency measure, Section 31(1) of the Mysore Police Regulation may be amended as follows.-

> "In Sub section (1) in the fifth line, after "thereof", for the Comma substitute a Fullstop, and delete the word "until" in the sixth line and the whole of clauses (a) & (b)".

I have the honour to be,
Sir,
Your most obedient servant,

Inspector General of Police.

3.4.42

NO. P5042 & S-5042

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(Continuation sheet draft form.)

To

The D. I. G. of Police

Subject:— Resignation of appt. by Achappa, Police Constable No. 263 of the Kader Dist Police— Amendment of Section 31 of the Police Act.

Sir,

I am directed to invite reference to your letter No. C. 502/41-42 dated 3rd April 1942 on the above subject and to state that ~~I am directed to state that~~ the application of Achappa ... may be allowed to resign his post.

I am to add that the question of the amendment of Section 31 of the Police Act ~~proposed~~ is engaging the attention of Govt. & separate orders will issue in the matter in due course.

I have &c.

Register

for Chief Secy/Govt.

WD 0436—GPB—10,000—17-10-33

GOVERNMENT OF INDIA - LEGISLATIVE DEPARTMENT - NEW DELHI
the 7th April 1942.

ORDINANCE No.XI of 1942

an

ORDINANCE.

TEmporarily to suspend the right at present enjoyed by certain members of Police Forces in British - India to resign office on giving notice of their intention to resign.

Whereas an emergency has risen which makes it necessary temporarily to suspend the right at present enjoyed by certain members of Police forces in British India to resign office on giving notice of their intention to resign;

Now, therefore, in exercise of the powers conferred by Section 72 of the Government of India Act, as set out in the Ninth Schedule to the Government of India Act, 1935, the Governor General is pleased to make and promulgate the following Ordinance:-

1. (1) This Ordinance may be called the Police (Resignation of Office) Ordinance, 1942

Short title, extent and commencement.

(2) It extends to the whole of British India.

(3) It shall come into force at once.

2. So long as this Ordinance remains in force the amendments specified in the third column of the Schedule* shall be deemed to be made in the enactments specified in the second column thereof.

Temporary amendment of certain Acts relating to Police.

---

*THE SCHEDULE

(See Section 2.).

No.& Year of Act	Name of Act	Amendments deemed to be made
Act XXIV of 1859	The Madras District Police Act, 1859.	1. In Section 19, the words "or unless he shall have given to his superior officer two months notice in writing of his intention to do so" shall be omitted. 2. In Section 44, the words "or without having given two months notice as provided by this enactment" shall be omitted.

P.T.O.

No.& Year of Act.	Name of Act	Amendments deemed to be made
Act V of 1861	The Police Act, 1861.	1. In Section 9, the words "unless he shall have given to his superior officer notice in writing, for a period of not less than two months, of his intention to resign" shall be omitted. 2. In Section 29, the words "or without having given previous notice for the period of two months" shall be omitted.
Ben.Act II of 1866.	The Calcutta Suburban Police Act, 1866.	In Section 7, the words "or unless he shall have given to the Commissioner six months' notice of his intention if a member of the mounted branch of the said force, and two months' notice if a member of any other branch" and the words "or notice" shall be omitted.
Ben.Act IV of 1866	The Calcutta Police Act, 1866.	In Section 14, the words "or unless he shall have given to the Commissioner six months' notice of his intention, if a member of the mounted branch of the said force, and two months' notice if a member of any other branch" and the words "or notice" shall be omitted.
Mad.Act III of 1888	The Madras City Police Act, 1888	In Section 13, the words "or until after the expiry of two months from the date of his giving to the Commissioner a notice in writing of his intention to do so" shall be omitted.
Bom.Act IV of 1890	The Bombay District Police Act ...0.	1. In subsection (1) of Section 34, after the words "withdraw himself from the duties thereof" the word "until" and clause (a) and (b) shall be omitted. 2. In subsection (2) of Section 34, for the words "as aforesaid" the words "as such Police Officer, to the Crown or to any police fund" shall be substituted
Bom.Act IV of 1902	The City of Bombay Police Act 1902.	1. In subsection (1) of Section 14, the words beginning with "and except in the case of a special Police Officer" and ending with the endof this sub-section shall be omitted. 2. In the proviso to subsection (2) of Section 14, for the words "any such debt as aforesaid due from such Police Officer" the words "any debt due by him as a Police Officer to the Crown or to any Police fund" shall be substituted.

LINLITHGOW,
Viceroy & Governor-General.

copy

Karachi

for Inspector General of Police.

Publicity Office

Abstract of Newspaper Intelligence

28th February 1942

Indian Provinces

Hindu, 28-2-1942

Communal amity.

A communal unity board has been formed in Bengal with the Premier as the President.

Punjab's budget.

The salient features of the Punjab Budget, which discloses a deficit of 10 lakhs, are the provision of Rs. 61½ lakhs for air raid precautions, an additional Rs. 25 lakhs for police, Rs. 14 lakhs for grain compensation allowance on account of the heavy rise in prices, Rs. 2 lakhs for war publicity and Rs. one lakh for promotion of communal harmony.

Internal security in U.P.

The Statement appended to the U.P. Special Armed Constabulary Act says: "As a result of war emergency it has been decided to form a temporary force of police which will carry out certain ~~xxxx~~ internal security measures and in particular the protection of railways.

Please put it up from the Gazette Pr 2/3

Indian Express, 28-2-1942

Punjab Sales Tax Agitation.

The Punjab Sales Tax agitation is to cease. The Working Committee of the Punjab Beopari Mandal has decided to call off the hartal and satyagraha.

Increase in postal rates.

Central budget forecasts from Delhi indicate new excise duties as well as increase in postal and telegraph rates.

Mail, 28-2-1942

Postal services to Burma.

Postal services to Burma have been temporarily suspended with immediate effect.

Amrita Bazar Patrika, 26-2-1942

Defence Expenditure.

The Indian defence expenditure is now over Rs. 30 lakhs per day.

War News

Indian Express, 28-2-1942

Hitler's spring offensive.

Hitler's coming spring offensive, backed by all the fanaticism and brilliant organisation of the Axis powers will, no doubt, it is stated, be a fearful thing when launched. But it will also be their last kick which, if withstood, will open the way for a "coup de grace" by the Allies.

Daily News, 28-2-1942

Raid on Andaman islands.

Japanese aircraft raided the Andaman islands on 27th instant.

Submitted for favour of perusal.
Law Minister)

C. Muthulingam
Publicity Officer to Government.

Telegrams "Public" Telephone: 2277

Office of the Publicity Officer to the Government of Mysore,
Public Offices,

No. 3426/80

Bangalore, Dated, 23rd March 1942.

From M.S. SWAMINATHAN, Esq., M.A.,
C.NARASIMHA MOORTY, Esq., M.A.,
Publicity Officer to the Government of Mysore.

To

The Director of Information,
United Provinces, L U C K N O W.

Sir,

I have the honour to request you kindly to arrange to send for reference of this Government, a copy of the U.P. Special Armed Constabulary Act together with a copy of the appended statement regarding the formation of a temporary Police Force, to carry out certain internal security measures.

I have the honour to be
Sir,
Your most obedient servant,

6/c.

Publicity Officer to Government.

5624/41

No.1628/VIII-502-42.

From

The Secretary to Government,
United Provinces.

The Publicity Office
No. 1886/86
Date 6/4/42

G.R.S

To

The Publicity Officer to the Government of Mysore
Bangalore.

Dated Lucknow, March 31, 1942

Sir,

With reference to your letter no.3426/PO, dated March 23,1942 addressed to the Director of Information, United Provinces, I am directed to send herewith a copy of the United Provinces Government Gazette Extraordinary dated February 24,1942 which contains the United Provinces Special Armed Constabulary Act,1942 and the statement of its objects and reasons.

I have the honour to be,

Sir,

Your most obedient servant,

for Secretary.

Rd.

THE LAW
APR 10 1942
No. C0565

F.I.A.

CHIEF
9. APR. 19
GOVT. OF MYSORE

Subd. for kind perusal with reference to the Home Minister's orders dated 2-3-42.

for perusal.

Chief Secretary

Consult D/P & C.O.

N. B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

WD 078—GPB—30,000—25-7-40

1574

5 & 27

2. C No. P 12 & 941, dated 16/4/42

Forwarded with Compliments to the Inspector General of Police for favour of opinion

Pte

CHIEF SECRETARY
30 APR. 1942
GOVT. OF MYSORE

M.K. Haradaraj Urs
for Chief Secretary to Government
16/4/42

Returned with compliments

The main objects of the United Provinces Special Constabulary Act are the formation of a temporary force of armed Police to carry out internal security measures, a provision to enable members of this force to forego the right to resign for a period of five years or for the duration of the war whichever is earlier, and the increase of disciplinary powers and enhancement of penalties for certain offence

I am of opinion that the introduction of a similar act in the State is unnecessary. The recent increase in the strength of the Provincial Reserve Police is temporary and the personnel so enlisted are subject to the provisions of the Mysore Police Act. Regarding the question of the right, which every Police Officer has, to resign under Clause (a) of Section 31(1) of the Mysore Police Act, Mr.Peel's letter No.GC.502/41-42, dated 4th April 1942, recommending the deletion of the clause for the duration of the war, if approved, will meet the case admirably. In this connection, I enclose for the information of Government a copy of the Ordinance issued by the Governor-General suspending the right to resign, etc., in the various Police Acts of British Indian Provinces.

The penalties provided in Section 28(1) and 33 of the Mysore Police Act are in my opinion adequate and no enhancement is necessary.

28th April 1942.

M Jerrard
Inspector General of Police.

Submitted. If approved, orders on the proposals made by Mr. Peel in his letter dated 7.4.1942 referred to may be awaited

5445)

6
30/4/42

REGISTERED No. A388

Government Gazette

of the United Provinces

PUBLISHED BY AUTHORITY

EXTRAORDINARY

LUCKNOW, TUESDAY, FEBRUARY 24, 1942

GOVERNMENT OF THE UNITED PROVINCES

LEGISLATIVE DEPARTMENT

No. 256/XVII—115-1942

Dated Lucknow, February 24, 1942

NOTIFICATIONS

THE following Act having been prepared by His Excellency the Governor of the United Provinces in exercise of the powers assumed by him by the Proclamation, dated November 3, 1939, issued under section 93 of the Government of India Act, 1935, and reserved for the consideration of the Governor General, received the assent of the Governor General on February 14, 1942, and is hereby promulgated for general information—

THE UNITED PROVINCES SPECIAL ARMED CONSTABULARY ACT, 1942

U. P. Act V of 1942

(*Received the assent of the Governor General on February* 14, 1942)

AN

ACT

for the regulation of the United Provinces Special Armed Constabulary.

Preamble.

WHEREAS it is expedient to make provision for the better regulation of a part of the United Provinces Reserve Police :

25 and 26 Geo. V Ch. 42.

AND WHEREAS by the Proclamation, dated the third day of November, 1939, promulgated under section 93 of the Government of India Act, 1935, the Governor of the United Provinces has assumed to himself all powers vested by or under the aforesaid Act in the Provincial Legislature :

AND WHEREAS the continuance in force of the said Proclamation has been approved by resolutions of both Houses of Parliament :

NOW, THEREFORE, the Governor in exercise of the powers aforesaid is pleased to make the following Act :

Short title and extent.

1. (1) This Act may be called the United Provinces Special Armed Constabulary Act, 1942.

(2) It extends to the whole of the United Provinces.

Definitions.

2. In this Act, unless there is something repugnant in the subject or context,—

(1) "Commandant, Assistant Commandant, Adjutant and Quarter-Master" mean persons appointed by the Provincial Government to those offices of the Special Armed Constabulary.

(2) "Officer of the Special Armed Constabulary" means a person appointed to the United Provinces Police Force under the Police Act, 1861, who has signed the statement in the Schedule to this Act, in accordance with the provisions of this Act. V of 1861.

(3) The expressions "reason to believe," "criminal force" and "assault" have the meanings assigned to them respectively in the Indian Penal Code. XLV of 1860.

(4) "Superior Officer" means in relation to any police officer any officer of a rank which is higher than that of such officer in accordance with rules made under section 12.

Enrolment and discharge of officers of the Special Armed Constabulary.

3. (1) Before an officer appointed to the United Provinces Police Force under the Police Act, 1861, is appointed to be an officer of the Special Armed Constabulary, the statement in the Schedule shall be read, and, if necessary, explained to him in the presence of a Magistrate, Commandant or Assistant Commandant, and shall be signed by him in acknowledgment of its having been so read to him. V of 1861.

(2) Notwithstanding any notice given under section 9 of the Police Act, 1861, an officer of the Special Armed Constabulary shall not be entitled to be discharged except in accordance with the terms of the statement which he has signed under this Act. V of 1861

More heinous offences.

4. An officer of the Special Armed Constabulary who—

(a) begins, excites, causes or joins in any mutiny or sedition, or, being present at any mutiny or sedition does not use his utmost endeavours to suppress it, or, knowing or having reason to believe in the existence of any mutiny, or of any intention to mutiny, does not without delay give information thereof to his commanding or other superior officer; or

(b) uses, or attempts to use, criminal force to, or commits an assault on, his superior officer, whether on or off duty; or

(c) shamefully abandons or delivers up any post or guard which is committed to his charge or which it is his duty to defend; or

directly or indirectly holds correspondence with, assists or relieves, any person in arms against the State, or omits to discover immediately to his commanding or other superior officer any such correspondence coming to his knowledge; or

(e) deserts the service;

shall, on conviction by a court of competent jurisdiction, be punished with transportation for life or for a term of not less than seven years or with imprisonment for a term which may extend to fourteen years, or with fine which may extend to three months' pay, or with fine to that extent in addition to such sentence of transportation or imprisonment, as the case may be, as may be passed upon him under this section.

Less heinous offences.

5. An officer of the Special Armed Constabulary who—

(a) strikes or attempts to force any sentry; or

(b) being under arrest or in confinement, leaves his arrest or confinement before he is set at liberty by proper authority; or

(c) is grossly insubordinate or insolent to his superior officer in the execution of his office; or

(d) strikes or otherwise ill-uses any officer of the Special Armed Constabulary subordinate to him in rank or position; or

(e) malingers, or feigns or produces disease or infirmity in himself, or intentionally delays his cure, or aggravates his disease or infirmity; or

(f) being a sentry, sleeps upon his post or quits it without being regularly relieved or without leave; or

(g) quits his guard, picquet, party or patrol without being regularly relieved or without leave,

shall, on conviction by a court of competent jurisdiction, be punished with imprisonment for a term which may extend to seven years or with fine which may extend to three months' pay or with both.

Minor punishments.

6. (1) A District Magistrate, a Superintendent of Police, or Commandant, or subject to the control of the Commandant an Assistant Commandant, or subject to the control of the Commandant an officer, not below the rank of Jamadar commanding a separate detachment or an outpost, may, without formal trial, award to any person subject to this Act below the rank of naik, who is subject to his authority, any of the following punishments for the commission of any petty offence against discipline which is not otherwise provided for in this Act, or which is not of a sufficiently serious nature to call for prosecution before a criminal court, that is to say:

(a) Imprisonment in the Quarter Guard, or such other place, as may be considered suitable for a term which may extend to twenty-eight days when the order is passed by a District Magistrate or a Commandant or to seven days when it is passed by any other officer. Such imprisonment shall involve the forfeiture of all pay and allowances for the period of imprisonment.

(b) Punishment drill, extra guard, fatigue or other duty, not exceeding twenty-eight days in duration, with or without confinement to the lines.

(c) In the case of an enrolled non-combatant, fine not exceeding seven days' pay.

(2) Any of the punishments specified in sub-section (1) may be awarded separately or in combination with any one or more of the others, but no award or awards including imprisonment or confinement to the lines shall exceed twenty-eight consecutive days, and punishment of fine shall not be combined with an award of imprisonment.

(3) No appeal shall lie from an order passed under this section.

Reversion.

7. A Commandant or Assistant Commandant may at any time revert to the United Provinces Police an officer of the United Provinces Special Armed Constabulary.

V of 1861.

Place of imprisonment.

8. A person sentenced under this Act to imprisonment for a period exceeding three months shall, notwithstanding anything contained in the Police Act, 1861, be deemed to have been dismissed from the United Provinces Police Force and from the Special Armed Constabulary, and shall be imprisoned in the nearest or such other jail as the Provincial Government may, by general or special order, direct. A person sentenced under this Act to imprisonment for a period not exceeding three months may, if the convicting officer or the District Magistrate so directs, be confined in the quarter-guard or such other place as the convicting officer or the District Magistrate may consider suitable.

V of 1861.

Saving of prosecution under other laws.

9. Nothing in this Act shall prevent any person from being prosecuted under the Police Act, 1861, or under any order or rule made under that Act or under any other enactment for the time being in force for any act or omission punishable thereunder, or from being liable, if so prosecuted, to any other or higher penalty than is provided for that act or omission by this Act :

Provided that no person shall be punished twice for the same offence.

V of 1861.

Disciplinary and other powers of Commandant and Second-in-Command of Special Armed Constabulary, otherwise than in respect of the Special Armed Constabulary.

10. Subject to such rules as the Provincial Government may make in this behalf, a Commandant or Assistant Commandant shall have, with respect to Police officers appointed to the United Provinces Police Force under the Police Act, 1861, who are not officers of the Special Armed Constabulary, the same disciplinary powers as a District Superintendent of Police has, with respect to them under that section.

V of 1861.
I of 1872.

Privileges of Commandant and other officers of Special Armed Constabulary as Police officers.

11. A Commandant, Assistant Commandant, Adjutant or Quarter-Master of the Special Armed Constabulary, shall be entitled to all the privileges which a Police Officer has under sections 42 and 43 of the Police Act, 1861, section 125 of the Indian Evidence Act, 1872, and any other enactment for the time being in force.

Power to make rules

12. The Provincial Government may, as regards the Special Armed Constabulary, make such orders and rules, consistent with this Act, as it thinks expedient.

SCHEDULE

STATEMENT

(*See* sections 2 and 3)

The United Provinces Special Armed Constabulary is a temporary force and you are required to serve in it for a period of five years or for the duration of the present war, whichever is the less. At no time within the above specified period will you be entitled to obtain your discharge at your own request. On the conclusion of the above-mentioned period you will be discharged from the United Provinces Special Armed Constabulary, and, unless you were already a member of the United Provinces Police on October 1, 1941, from the United Provinces Police also. *(You will, however, be eligible for re-enlistment in the United Provinces Police.) In the event of your continuing in the United Provinces Police or your re-enlistment therein, your services in the United Provinces Special Armed Constabulary will count for promotion and pension in the United Provinces Police.

(Signature of Police Officer in acknowledgment of the above having been read to him.) } *A. B.*

Signed in my presence after I had ascertained that *A. B.* understood the purport of what he signed. } *C. D.*, Magistrate, Commandant or Second-in-Command.

*The proportion in brackets will be deleted in the case of officers who were already members of the United Provinces Police on October 1, 1941.

STATEMENT

As a result of the war emergency it has been decided to form a temporary force of Police, to be known as the United Provinces Special Armed Constabulary, which will carry out certain internal security measures, and in particular, the protection of railways. The Police Act permits resignation after two months' notice. Such a provision is incompatible with the maintenance of a force for internal security duties during a war emergency, and it is proposed that members of the Police force who become members of the Special Armed Constabulary should voluntarily forego their right of resignation for a period of five years or for the duration of the war whichever may be the less. The Governor has therefore prepared the present bill in order to provide for surrender of the right of resignation and also to increase disciplinary powers and to enhance penalties for certain offences, with a view to the establishment and maintenance of the higher degree of discipline desirable in a force of the nature. V of 1861.

D. S. BARRON,
Secretary to Government,
United Provinces.

LUCKNOW :
January 19, 1942.

By order of His Excellency the Governo
HARISH CHANDRA,
Secretary to Government,
United Provinces.

CIVIL DEFENCE DEPARTMENT.

No. 1509-C. X.

IN exercise of the powers conferred by sub-section (5) of section 2 of the Defence of India Act, 1939 (XXXV of 1939), the Governor of the United Provinces is pleased to direct that the powers under rules 18, 20 and 21 of the Defence of India Rules, which have, by virtue of Notification no. 893-Sm/41, dated January 2, 1942, issued by the Central Government in the Defence Co-ordination Department, been delegated to the Provincial Government, shall be exercisable also by all District Magistrates in the United Provinces, within their local jurisdictions.

By order of His Excellency the Governor,
R. F. MUDIE,
Chief Secretary to Government,
United Provinces.

Printed by the Assistant Superintendent in-charge, Government Branch Press, Lucknow.

THE MYSORE POLICE (amendment) BILL

Whereas the Government of His Highness the Maharaja is satisfied that circumstances exist which render it necessary to take immediate action further to amend the Mysore Police Act, 1908, in order to make provision to suspend the right at present enjoyed by certain members of the Police Force in Mysore to resign office on giving notice of their intention to resign;

Now Therefore, in exercise of the powers conferred by sub-section (1) of section 31 of the Government of Mysore Act, 1940, (XVIII of 1940); it is hereby enacted as follows:-

1 (1). This Act may be called the Mysore Police (amendment)(Emergency) Act, 1942.

(2). It shall come into force at once.

2. In section 34 of the Mysore Police Act, 1908--

(1) In sub-section (1), after the words "withdraw himself from the duties thereof", the word "until" and clause (a) and clause (b) shall be omitted; and

(2) In sub-section (2), for the words "as aforesaid", the words "as such police officer to the Government or to any police fund" shall be substituted.

HKR.

No. P 47/pol 2.7.42

To

The Dy of Police,

Subject:- Amendment of Section 31
of the Police Act so as to
preclude Police officers & men fr
resigning their appts.

Sir,

I am directed to invite
reference to the correspondence
ending with this office letter No.
P. 5042 dated 5.5.1942 on t
above subject and to inform y
that ~~Govt have approved of the~~ you
proposal to amend the Section 31(
~~of the~~ Police Act as an emerg
measure so as to preclude ~~the~~ Po
officers & men from resigning their
~~appts and that you may await~~
~~to Govt for promulgating the~~
Emergency Act if & when the
necessity ~~arises~~ for it arises.

Flag N

has been approved
and That the Emergency Act will
be promulgated only if and when
it becomes necessary to do so.

I am to request you to
be so good as to send proposals
when such a necessity arises.

I have etc

D/7/42

JWW
1/7
for Chief Secretary

281/842

GOVERNMENT OF MYSORE

Telegram / phone

OFFICE OF

the Inspector General of Police

in Mysore, Bangalore.

No. GC.502/41-42
Encls.

GENL. & REV. SECRETARIAT. PROTECTION BRANCH. 13. JUL. 1942

Date 9th July 1942.

To

M. G. MEHKRI Esq., B.A.,LL.B.,

Chief Secretary to the Govt.of Mysore,

Bangalore.

Sir,

CHIEF SECRETARY. 11. JUL. 1942 GOVT. OF MYSORE.

SUBJECT: Amendment of Section 31(1) of the - Police Act so as to preclude Police Officers and Men from resigning - their appointments.

With reference to your letter No.47/Pol., dated 2nd July 1942, I have the honour to state that resignations of Police Constables are on the increase and suitable recruits are not forthcoming for enlistment. It is necessary in the circumstances to bring into force immediately the amendment precluding Police Officers and men from resigning their appointment.

I,therefore,request that the Emergency Act in this respect may be promulgated early.

I have the honour to be,
Sir,
Your most obedient servant

Inspector General of Police.

GS

THE MYSORE POLICE (amendment) ~~Bill~~ Act, 1942.

(Received the assent of His Highness the Maharaja on the 1st June 1942)

Whereas the Government of His Highness the Maharaja is satisfied that circumstances exist which render it necessary to take immediate action further to amend the Mysore Police Act, 1908, in order to make provision for suspending the right at present enjoyed by certain members of the Police Force in Mysore to resign office on giving notice of their intention to resign;

Now Therefore, in exercise of the powers conferred by sub-section (1) of section 31 of the Government of Mysore Act, 1940, (XVIII of 1940); It is hereby enacted as follows:-

1 (1). This Act may be called the Mysore Police (amendment) (Emergency) Act, 1942.

(2). It shall come into force on and from the 24th day of July 1942.

2. In section 31 of the Mysore Police Act, 1908--

(1) In sub-section (1), after the words "withdraw himself from the duties thereof", the word "until" and claus (a) and clause (b) shall be omitted; and

(2) In sub-section (2), for the words "as aforesaid," the words "as such police officer to the Government or to any police fund" shall be substituted.

AKR/a.

(Sd) N. Madhava Rau
Dewan

THE MYSORE POLICE (amendment) ~~Bill~~ Act, 1942

Whereas the Government of His Highness the Maharaja is satisfied that circumstances exist which render it necessary to take immediate action further to amend the Mysore Police Act, 1908, in order to make provision for suspending the right at present enjoyed by certain members of the Police Force in Mysore to resign office on giving notice of their intention to resign;

Now Therefore, in exercise of the powers conferred by sub-section (1) of section 31 of the Government of Mysore Act. 1940, (XVIII of 1940); it is hereby enacted as follows:-

1 (1). This Act may be called the Mysore Police (amendment) (Emergency) Act, 1942.

(2). It shall come into force on and from the ~~24th~~ 30 July 1942.

2. In section 31 of the Mysore Police Act, 1908--

(1) In sub-section (1), after the words "withdraw himself from the duties thereof", the word "until" and clause (a) and clause (b) shall be omitted; and

(2) In sub-section (2), for the words "as aforesaid," the words "as such police officer to the Government or police fund" shall be substituted.

AKR/2.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

Order No. RL 143 Legis 13-42-1 Dated, Bangalore, 25th July 1942

Ordered that the accompanying Mysore (Emergency) Amendment Act, 1942,

which received the assent of His Highness the Maharaja, on the 1st day of June 1942, be published as Act No. XXXIII of 1942, in the *Mysore Gazette*, for general information.

BKR 28/7/42

G. Vanajakshamma
General Secretary to Government.

Law Department

BKN 28/7/42

To:

The Compiler, *Mysore Gazette*, for publication in Part IV of the Gazette, in English and Kannada and for supply of spare copies in English and Kannada, as per standing orders.

Copy to the Translation Section

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE.

Order No.RL 143 Legis. 13-42-1

Dated, Bangalore, 29th July 1942.

Ordered that the accompanying Mysore Police (amendment) Emergency Act, 1942, which received the assent of His Highness the Maharaja, on the 1st day of June 1942, be published as Act No.XXXIII of 1942, in the Mysore Gazette, for general information.

Secretary to Government,
Law Department.

To

The Compiler, Mysore Gazette, for publication in Part IV of the Gazette, in English and Kannada and for supply of spare copies in English and Kannada, as per standing orders.

ACT No. XXXIII of 1942.

THE MYSORE POLICE (AMENDMENT) (Emergency) ACT, 1942.

(Received the assent of His Highness the Maharaja on the 1st day of June 1942.)

Whereas the Government of His Highness the Maharaja is satisfied that circumstances exist which render it necessary to take immediate action further to amend the Mysore Police Act, 1908, in order to make provision for suspending the right at present enjoyed by certain members of the Police Force in Mysore to resign office on giving notice of their intention to resign;

Now Therefore, in exercise of the powers conferred by sub-section (1) of section 31 of the Government of Mysore Act, 1940, (XVIII of 1940);

It is hereby enacted as follows:-

Short title and Commencement.

I (1) This Act may be called the Mysore Police (amendment) (Emergency) Act, 1942.

(2) It shall come into force on and from the 30th day of July 1942.

Amendment of section 31 Act V of 1908.

II. In Section 31 of the Mysore Police Act, 1908--

(1) in sub-section (1), after the words "withdraw himself from the duties thereof", the word "until" and clause (a) and clause (b) shall be omitted; and

(2) in sub-section (2), for the words "as aforesaid," the words "as such police officer to the Government or to any police fund" shall be substituted.

(Sd.) N.MADHAVA RAU,
DEWAN.

NOTIFICATION.

Order No. Rl. 143—*Legis.* 13-42-1, *dated Bangalore 29th July* 1942.

Ordered that the accompanying Mysore Police (Amendment) (Emergency) Act, 1942, which received the assent of His Highness the Maharaja, on the 1st day of June 1942, be published as Act No. XXXIII of 1942, in the *Mysore Gazette*, for general information.

C. NARAYANASWAMY NAIDU,

Secretary to Government,
Law Department.

ACT No. XXXIII OF 1942.

The Mysore Police (Amendment) (Emergency) Act, 1942.

(Received the assent of His Highness the Maharaja on the 1st day of June 1942.)

Whereas the Government of His Highness the Maharaja is satisfied that circumstances exist which render it necessary to take immediate action further to amend the Mysore Police Act, 1908, in order to make provision for suspending the right at present enjoyed by certain members of the Police Force in Mysore to resign office on giving notice of their intention to resign;

Now Therefore, in exercise of the powers conferred by sub-section (1) of section 31 of the Government of Mysore Act, 1940, (XVIII of 1940);

It is hereby enacted as follows:—

Short title and commencement.

1 (1) This Act may be called the Mysore Police (Amendment) (Emergency) Act, 1942.

(2) It shall come into force on and from the 30th day of July 1942.

Amendment of Section 31, Act V of 1908.

2. In Section 31 of the Mysore Police Act, 1908—

(1) in sub-section (1), after the words "withdraw himself from the duties thereof", the word "until" and clause (*a*) and clause (*b*) shall be omitted; and

(2) in sub-section (2), for the words "as aforesaid," the words "as such police officer to the Government or to any police fund" shall be substituted.

N. MADHAVA RAU,

Dewan.

Price: Re. 0-0-3.

Printed by the Superintendent at the Government Press, Bangalore

THE MYSORE POLICE (amendment) BILL.

Statement of Principles.

Section 31 of the Mysore Police Act permits resignation by a member of the Police force after two months' notice

For the maintenance of internal security in the present war emergency, and particularly in times of panic, it is considered necessary that this right should be temporarily suspended. ~~*The temptation to accept posts with a more attractive pay is only likely to result in resignation and this has also to be checked in the present emergency.*~~

As the matter was urgent, an Emergency Act was promulgated on the 1st of June 1942. As the emergency, which this Act is intended to meet, is likely to continue beyond the normal life of an Emergency Act, it is proposed to place it on the Statute Book.

~~*It may be stated that this right of resignation has been suspended in respect of members of the Police force of almost all the more important British Indian provinces.*~~

NOTIFICATION.

Order No. Rl. 143—*Legis.* 13-42-1, *dated Bangalore 29th July* 1942.

Ordered that the accompanying Mysore Police (Amendment) (Emergency) Act, 1942, which received the assent of His Highness the Maharaja, on the 1st day of June 1942, be published as Act No. XXXIII of 1942, in the *Mysore Gazette*, for general information.

C. NARAYANASWAMY NAIDU,

Secretary to Government,
Law Department.

~~ACT No. XXXIII OF 1942.~~

Bill

The Mysore Police (Amendment) (~~Emergency~~) ~~Act, 1942~~.

(~~*Received the assent of His Highness the Maharaja on the 1st day of June 1942.*~~)

Whereas ~~the Government of His Highness the Maharaja is satisfied that circumstances exist which render it necessary to take immediate action further to~~ it is expedient further to amend the Mysore Police Act, 1908, in order to make provision for suspending the right at present enjoyed by certain members of the Police Force in Mysore to resign office on giving notice of their intention to resign;

~~Now Therefore, in exercise of the powers conferred by sub-section (1) of section 31 of the Government of Mysore Act, 1940, (XVIII of 1940),~~

It is hereby enacted as follows:—

Short title and commencement.

1 (1) This Act may be called the Mysore Police (Amendment) (~~Emergency~~) Act, 1942.

(2) It shall come into force on and from . . . . ~~on and from the 30th day of July 1942~~.

Amendment of Section 31, Act V of 1908.

2. In Section 31 of the Mysore Police Act, 1908—

(1) in sub-section (1), after the words "withdraw himself from the duties thereof", the word "until" and clause (*a*) and clause (*b*) shall be omitted; and

(2) in sub-section (2), for the words "as aforesaid," the words "as such police officer to the Government or to any police fund" shall be substituted.

~~N. MADHAVA RAU,~~

Dewa

Price: Re. 0-0-3.

Printed by the Superintendent at the Government Press, Bangalore

3. The Mysore Police (amendment) (Emergency) Act, 194. is hereby repealed.

THE MYSORE POLICE (Amendment) BILL.

Statement of Principles.

Section 31 of the Mysore Police Act permits resignation by a member of the Police force after two months' notice.

For the maintenance of internal security in the present war emergency, and particularly in times of panic, it is considered necessary that this right should be temporarily suspended.

As the matter was urgent, an Emergency Act was promulgated on the 1st of June 1942. As the mergency which this Act is intended to meet, is likely to continue beyond the normal life of an Emergency Act, it is proposed to place it on the Statute Book.

Cp/

THE MYSORE POLICE (Amendment) BILL.

Statement of Principles.

Section 21 of the Mysore Police Act permits resignation by a member of the Police force after two months' notice.

For the maintenance of internal security in the present war emergency, and particularly in times of panic, it is considered necessary that this right should be temporarily suspended.

As the matter was urgent, an Emergency Act was promulgated on the 1st of June 1942. As the mergency which this Act is intended to meet, is likely to continue beyond the normal life of an Emergency Act, it is proposed to place it on the Statute Book.

Cp/

The MYSORE POLICE (Amendment) Bill.

WHEREAS it is expedient further to amend the Mysore Police Act, 1908, in order to make provision for suspending the right at present enjoyed by certain members of the Police Force in Mysore to resign office on giving notice of their intention to resign;

It is hereby enacted as follows:--

Short title and commencement.

1. (1) This Act may be called the Mysore Police (Amendment) Act, 194....

(2) It shall come into force on and from .....

Amendment of Section 31, Act V of 1908.

2. In Section 31 of the Mysore Police Act, 1908--

(1) in sub-section (1), after the words "withdraw himself from the duties thereof", the word "until" and clause (a) and clause (b) shall be omitted; and

(2) in sub-section (2), for the words "as aforesaid," the words "as such police officer to the Government or to any police fund" shall be substituted.

3. The Mysore Police (Amendment) (Emergency) Act, 1942, is hereby repealed.

The MYSORE POLICE (Amendment) Bill.

WHEREAS it is expedient further to amend the Mysore Police Act, 1908, in order to make provision for suspending the right at present enjoyed by certain members of the Police Force in Mysore to resign office on giving notice of their intention to resign;

It is hereby enacted as follows:--

Short title and commencement.

1. (1) This Act may be called the Mysore Police (Amendment) Act, 194....

(2) It shall come into force on and from .....

Amendment of Section 31, Act V of 1908.

2. In Section 31 of the Mysore Police Act, 1908--

(1) in sub-section (1), after the words "withdraw himself from the duties thereof", the word "until" and clause (a) and clause (b) shall be omitted; and

(2) in sub-section (2), for the words "as aforesaid," the words "as such police officer to the Government or to any police fund" shall be substituted.

3. The Mysore Police (Amendment) (Emergency) Act, 1942, is hereby repealed.

4. THE MYSORE POLICE (Amendment) BILL.

Statement of Principles.

Section 31 of the Mysore Police Act permits resignation by a member of the Police force after two months' notice.

For the maintenance of internal security in the present war emergency, and particularly in times of panic, it is considered necessary that this right should be temporarily suspended.

As the matter was urgent, an Emergency Act was promulgated on the 1st of June 1942. As the emergency which this Act is intended to meet, is likely to continue beyond the normal life of an Emergency Act, it is proposed to place it on the Statute Book.

THE MYSORE POLICE (Amendment) Bill.

WHEREAS it is expedient further to amend the Mysore Police Act, 1908, in order to make provision for suspending the right at present enjoyed by certain members of the Police Force in Mysore to resign office on giving notice of their intention to resign ;

It is hereby enacted as follows :—

Short title and commencement.

1. (1) This Act may be called the Mysore Police (Amendment) Act, 194 .

(2) It shall come into force at once.

Amendment of Section 31, Act V of 1908.

2. In Section 31 of the Mysore Police Act, 1908—

(1) in sub-section (1), after the words "withdraw himself from the duties thereof", the word "until" and clause (a) and clause (b) shall be omitted ; and

(2) in sub-section (2), for the words "as aforesaid", the words "as such police officer to the Government or to any police fund" shall be substituted.

3. The Mysore Police (Amendment) (Emergency) Act, 1942 is hereby repealed.

Hour copy

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. RL 53 Legis 1942-2 General and Revenue Secretariat,

Dated Bangalore, 11/12 1942.

NOTIFICATION

Under the provisions of rule 36 of the Mysore Legislative Rules, 1941, the Dewan has been pleased to order the publication in the Gazette of the accompanying Mysore police (Amendment) Bill together with the Statement of Objects and Reasons.

By Order,

Secretary to Government,
Law Department.

To

The Compiler, Mysore Gazette, for publication in Part IV of the Gazette and supply of 350 copies to the Secretariat.

Copy to the Translation Section

4. THE MYSORE POLICE (Amendment) BILL.

Statement of Objects and Reasons

~~Statement of Principles.~~

Section 31 of the Mysore Police Act permits resignation by a member of the Police force after two months' notice.

For the maintenance of internal security in the present war emergency, and particularly in times of panic, it is considered necessary that this right should be temporarily suspended.

As the matter was urgent, an Emergency Act was promulgated on the 1st of June 1942. As the emergency which this Act is intended to meet, is likely to continue beyond the normal life of an Emergency Act, it is proposed to place it on the Statute Book.

THE MYSORE POLICE (Amendment) Bill.

WHEREAS it is expedient further to amend the Mysore Police Act, 1908, in order to make provision for suspending the right at present enjoyed by certain members of the Police Force in Mysore to resign office on giving notice of their intention to resign;

It is hereby enacted as follows:—

Short title and commencement.

1. (1) This Act may be called the Mysore Police (Amendment) Act, 194 .

(2) It shall come into force at once.

Amendment of Section 31, Act V of 1908.

2. In section 31 of the Mysore Police Act, 1908—

(1) in sub-section (1), after the words "withdraw himself from the duties thereof", the word "until" and clause (a) and clause (b) shall be omitted; and

(2) in sub-section (2), for the words "as aforesaid", the words "as such police officer to the Government or to any police fund" shall be substituted.

3. The Mysore Police (Amendment) (Emergency) Act, 1942, is hereby repealed.

THE MYSORE POLICE (Amendment) BILL.

Sir,-- I beg to move that the Mysore Police (Amendment) Bill be taken into consideration by the Council.

Under Section 31 of the Mysore Police Act, V of 1908, a Police Officer has the option of resigning his office or withdrawing himself from the duties thereof on the expiration of two months after written notice of his intention so to do has been given by him to the Deputy Commissioner and he has fully discharged any debt due by him as such Police Officer to Government or to any Police fund. This Bill suspends temporarily the above option. I use the word 'temporarily' because the proposed Act is intended to be operative only as long as the present emergency continues. It will be repealed with other similar measures when the conditions return to normal.

Incapacity certified by the Principal Medical Officer of the District as heretofore.

I need hardly point out how imperative it is for the maintenance of internal security ~~and law and order~~, that members of the police force should continue to function and should not be allowed to leave their posts.

An Emergency Act was promulgated at the end of last July. This Bill seeks to prolong it beyond the period of six months for which an Emergency Act runs. As stated already, it will be repealed after the present emergency ceases.

The principles of this Bill were approved by the Representative Assembly in October last. I hope they ~~Bill~~ will receive the approval of this ~~Chamber~~ House also.

7/12

THE MYSORE POLICE (Amendment) Bill.

As passed by the Legislative Council.

Whereas it is expedient further to amend the Mysore Police Act, 1908, in order to make provision for suspending the right at present enjoyed by certain members of the Police Force in Mysore to resign office on giving notice of their intention to resign;

It is hereby enacted as follows:—

Short title and commencement.

1. (1) This Act may be called the Mysore Police (Amendment) Act, 194 .

(2) It shall come into force at once.

Amendment of Section 31, Act V of 1903.

2. In section 31 of the Mysore Police Act, 1908—

(1) in sub-section (1), after the words "withdraw himself from the duties thereof", the word "until" and clause (*a*) and clause (*b*) shall be omitted; and

(2) in sub-section (2), for the words "as aforesaid", the words "as such police officer to the Government or to any police fund" shall be substituted.

Repeal.

3. The Mysore Police (Amendment) (Emergency) Act, 1942, is hereby repealed.

D. H. Chandrasekharaiya
16/12

PRESIDENT.
Legislative Council.

B.V.R.
16.12.42

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

Order No. 178 Leg 43-42-1 Dated. Bangalore. 16th Jan 1943

Ordered that the accompanying Mysore police (Amendment Act 1943

which received the assent of His Highness the Maharaja, on the 6th day of January 1943, be published as Act No. II of 1943, in the *Mysore Gazette*, for general information.

16.1.43

~~General~~ *Secretary to Government.*
Law Department

To

(1) The Compiler, *Mysore Gazette*, for publication in Part IV of the Gazette, in English and Kannada and for supply of spare copies in English and Kannada, as per standing orders.

(2) Copy to the Translation Section

Fair copy

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

O R D E R No. RL 728 Legis 43-44-1

Dated, Bangalore, 18th January 19

Ordered that the accompanying Mysore Police (Amendment) Act, 1943, which received the assent of His Highness the Maharaja, on the 6th day of January 1943, be published as Act No.II of 1943, in the Mysore Gazette, for general information.

SECRETARY to GOVERNMENT
w Department.

To

The Compiler, Mysore Gazette, for publication in Part I of the gazette, in English and Kannada and for supply of spar copies in English and Kannada, as per standing orders.

Copy forwarded to the Translation Section

NOTIFICATION

No. Rl. 728—*Legis.* 43-42-1, *dated Bangalore, the* 18*th January* 1943.

Ordered that the accompanying Mysore Police (Amendment) Act, 1943, which received the assent of His Highness the Maharaja, on the 6th day of January 1943, be published as Act No. II of 1943, in the *Mysore Gazette*, for general information.

C. NARAYANASWAMY NAIDU,

Secretary to Government, Law Department.

ACT No. II OF 1943.

THE MYSORE POLICE (Amendment) ACT, 1943.

(*Received the assent of His Highness the Maharaja on the Sixth Day of January 1943.*)

Whereas it is expedient further to amend the Mysore Police Act, 1908, in order to make provision for suspending the right at present enjoyed by certain members of the Police Force in Mysore to resign office on giving notice of their intention to resign;

It is hereby enacted as follows:—

Shor title and commencemen

1. (1) This Act may be called the Mysore Police (Amendment) Act, 1943.

(2) It shall come into force at once.

Amendment of Section 31, Act V of 1908.

2. In section 31 of the Mysore Police Act, 1908—

(1) in sub-section (1), after the words "withdraw himself from the duties thereof", the word "until" and clause (*a*) and clause (*b*) shall be omitted; and

(2) in sub-section (2), for the words "as aforesaid", the words "as such police officer to the Government or to any police fund" shall be substituted.

Repeal.

3. The Mysore Police (Amendment) (Emergency) Act, 1942, is hereby repealed.

N. MADHAVA RAU,

Dewan.

Price : 0-0-3

Printed by the Superintendent at the Government Press, Bangalore.

ACT No. II of 1943.

THE MYSORE POLICE (Amendment) ACT, 1943.

(Received the assent of His Highness the Maharaja on the Sixth Day of January 1943)

Whereas it is expedient further to amend the Mysore Police Act, 1908, in order to make provision for suspending the right at present enjoyed by certain members of the Police Force in Mysore to resign office on giving notice of their intention to resign;

It is hereby enacted as follows:--

Short title and commencement.

1. (1) This Act may be called the Mysore Police (Amendment) Act, 1943.

(2) It shall come into force at once.

Amendment of Section 31, Act V of 1908.

2. In section 31 of the Mysore Police Act, 1908--

(1) in sub-section (1), after the words "withdraw himself from the duties thereof", the word "until" and clause (a) and clause (b) shall be omitted; and

(2) in sub-section (2), for the words "as aforesaid", the words "as such police officer to the Government or to any police fund" shall be substituted.

3. The Mysore Police (Amendment) (Emergency) Act, 1942, is hereby repealed.

(Sd.) N. Madhava Rau,

Dewan.